

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

Index No.: 14cv3884 (JFB) (ARL)

**GLYNICE SIMMONS, Individually and as
Administratrix of the Estate of DAINELL
ERIK SIMMONS,**

Plaintiff,

NOTICE OF MOTION

-against-

**THE COUNTY OF SUFFOLK AND SUFFOLK
COUNTY POLICE DEPARTMENT,
POLICE OFFICERS "JOHN DOE"
1-10 individually and officially as members
of the Suffolk County Police Department,
MARYHAVEN CENTER OF HOPE FOR
MENTALLY CHALLENGED INDIVIDUALS,
and EMPLOYEES "JOHN DOE" 1-10,**

Defendants.

MOTION BY:

**BARTLETT, McDONOUGH & MONAGHAN, LLP
Attorneys for Defendant
MARYHAVEN CENTER OF HOPE, INC.
170 Old Country Road
Mineola, New York 11501
Tel: (516) 877-2900**

RETURN DATE:

October 31, 2014

PLACE OF HEARING:

**United States District Court, Eastern District of New York
located at the Federal Courthouse, 100 Federal Plaza,
Central Islip, New York 11722**

JUDGE:

Honorable Joanna Seybert

SUPPORTING PAPERS:

**Memorandum of Law in Support of Defendant's
Motion to Dismiss**

RELIEF DEMANDED:

**(A) An order granting defendant's motion to dismiss the
complaint pursuant to Federal Rule of Civil Procedure rule
12(b)(1) and (6);**

(B) Such other and further relief as this Court deems just and proper.

Dated: Mineola, New York
September 25, 2014

Yours, etc.,
BARTLETT, McDONOUGH
& MONAGHAN, LLP

By:


Anna I. Hock (AIH9249)

Attorneys for Defendant
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